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Dated: August 10, 2004

Signature:

Matthias Abrell
(Matthias Abrell)

Attorney Docket No.: 30487/38612A
(PATENT)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of:
Frank Madda et al.

Application No.: 10/765,553

Filed: January 27, 2004

Art Unit: 3738

For: SPIRAL STENT ASSEMBLY

Examiner: Not Yet Assigned

INFORMATION DISCLOSURE STATEMENT (IDS)

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

Pursuant to 37 CFR 1.56, 1.97 and 1.98, the attention of the Patent and Trademark Office is hereby directed to the references listed on the attached PTO/SB/08. It is respectfully requested that the information be expressly considered during the prosecution of this application, and that the references be made of record therein and appear among the "References Cited" on any patent to issue therefrom.

This Information Disclosure Statement is filed before the mailing date of a first Office Action on the merits as far as is known to the undersigned (37 CFR 1.97(b)(3)).

Per the waiving of the requirement under 37 CFR 1.98 (a)(2)(i), submitting a copy of each cited U.S. patent and each U.S. patent application publication for all U.S. national patent applications filed after June 30, 2003, copies of the U.S. references on the PTO/SB/08 are not attached.


In accordance with 37 CFR 1.97(g), the filing of this Information Disclosure Statement shall not be construed to mean that a search has been made or that no other material information as defined in 37 CFR 1.56(a) exists. In accordance with 37 CFR 1.97(h), the filing of this Information Disclosure statement shall not be construed to be an

admission that any patent, publication or other information referred to therein is "prior art" for this invention unless specifically designated as such.

It is submitted that the Information Disclosure Statement is in compliance with 37 CFR 1.98 and the Examiner is respectfully requested to consider the listed references.

Applicants believe that no fee is due at this time. However, the Director is hereby authorized to charge any fee(s) which should have been filed herewith to our Deposit Account No. 13-2855, under Order No. 30487/38612A. A duplicate copy of this paper is enclosed.

Dated: August 10, 2004

Respectfully submitted,
By 
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PTO/SB/08a/b (08-03)

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| Substitute for form 1449A/B/PTO INFORMATION DISCLOSURE STATEMENT BY APPLICANTS (Use as many sheets as necessary) | | | | Complete if Known | |
| | | | | Application Number | 10/765,553 |
| | | | | Filing Date | January 27, 2004 |
| | | | | Inventors | Frank Madda et al. |
| | | | | Art Unit | 3738 |
| | | | | Examiner Name | Not Yet Assigned |
| Sheet | 1 | of | 1 | Attorney Docket Number | 30487/38612A |

| U.S. PATENT DOCUMENTS | | | | |
|-----------------------|--------------------------|--|--------------------------------|--|
| Examiner Initials | Cite No. ¹ | Document Number | Publication Date MM-DD-YYYY | Name of Patentee or Applicant of Cited Document |
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| | | 4,130,904 | 12-26-1978 | Whalen |
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| Examiner Initials | Cite No. ¹ | Foreign Patent Document | | Publication Date MM-DD-YYYY | Name of Patentee or Applicant of Cited Document | Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear | Page No. ⁶ |
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| NON PATENT LITERATURE DOCUMENTS | | | |
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| Examiner Initials | Cite No. ¹ | Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published. | T ² |
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¹ Applicant's unique citation designation number (optional). ² Applicant is to place a check mark here if English language Translation is attached.

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| Examiner Signature | | Date Considered | |
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